

**BEFORE THE PUBLIC SERVICE COMMISSION**  
**OF THE STATE OF DELAWARE**

IN THE MATTER OF THE APPLICATION OF       )  
DELMARVA POWER & LIGHT COMPANY           )  
FOR AN ANNUAL UPDATE IN THE GAS           )       PSC DOCKET NO. 17-1014  
ENVIRONMENTAL SURCHARGE RIDER RATE       )  
(FILED AUGUST 29, 2017)                    )

**ORDER NO. 9123**

**AND NOW**, this 28<sup>th</sup> day of September 2017, the Delaware Public Service Commission ("Commission") determines and orders the following:

**WHEREAS**, on August 29, 2017, Delmarva Power & Light Company ("Delmarva") filed the above-captioned application (the "Application") with the Commission seeking approval to decrease the rate for its Environmental Surcharge Rider ("ESR") under the process approved in PSC Order No. 6401 (April 20, 2004) in Docket No. 04-53;

**WHEREAS**, in its Application, Delmarva seeks to decrease its current ESR rate from a positive surcharge of \$0.00169 per ccf to a positive surcharge rate of \$0.00160 per ccf for all firm delivery gas service customers; and

**WHEREAS**, pursuant to 26 *Del C.* §§ 304(a) and 306(a)(2), upon the filing of a petition for a proposed change to any rate, the Commission may determine that such change shall become effective not later than 60 days after the filing of a petition on a temporary basis pending the final decision of the Commission;

**NOW THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE  
VOTE OF NOT FEWER THAN THREE COMMISSIONERS:**

1. Pursuant to 26 *Del. C.* §§ 304(a) and 306(a)(2) and the process set forth by the Commission in Order No. 6401 (April 20, 2004), the proposed rate decrease in the current ESR rate from a positive surcharge of \$0.00169 per ccf to a positive surcharge rate of \$0.00160 per ccf, or \$0.01686 per mcf to \$0.01599 per mcf, for all firm gas delivery service customers is hereby permitted to become effective for gas usage on and after November 1, 2017, with proration, and subject to refund pending further review and final decision by the Commission.

2. The Commission shall not assign this docket to a Hearing Examiner to conduct an evidentiary hearing but, rather, shall conduct an evidentiary hearing on the Application during its regularly-scheduled meeting on **November 9, 2017, starting at 1:00 P.M.** at 861 Silver Lake Boulevard, 1<sup>st</sup> Floor Hearing Room, Cannon Building, Dover, Delaware 19904.

3. As outlined in the form of Public Notice, interested persons or entities are afforded the opportunity to file written comments or objections to the proposed change in the ESR rate. Such written comments or objections must be filed **on or before October 20, 2017**. In addition, the Commission will accept public comments on the Application immediately prior to the commencement of the evidentiary hearing on November 9, 2017.

4. Pursuant to 26 *Del. C.* § 502 and 29 *Del. C.* ch. 101, the Commission designates Hearing Examiner R. Campbell Hay for

the sole purpose of considering any petitions for intervention that may be filed in this docket.

5. Delmarva shall provide public notice of the filing of its Application, this Order, and the date of the evidentiary hearing by publishing notices, in the form attached hereto as **Exhibit "A,"** in the legal classified section of The News Journal newspaper in two-column format, outlined in black, on **October 3 and 10, 2017**. Proof of such publication is to be provided to the Commission as soon as practical but not later than the commencement of the evidentiary hearing concerning this matter.

6. The deadline for intervention pursuant to 26 Del. Admin. C. § 1001-2.9 shall be **Thursday, October 12, 2017**. Petitions for intervention that are not received by the Commission **on or before October 12, 2017** will not be granted unless good cause is shown. In addition, any intervenor wishing to oppose the Application must file written pre-filed testimony with the Commission, pursuant to the Commission's rules, on or before **Thursday, October 19, 2017**. Copies of such testimony must also be served on the following persons:

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| R. Campbell Hay<br>Hearing Examiner<br>Delaware Public Service<br>Commission<br>861 Silver Lake Blvd.<br>Suite 100<br>Dover, DE 19904<br>(302) 736-7551<br><u><a href="mailto:campbell.hay@state.de.us">campbell.hay@state.de.us</a></u> | Thomas D. Walsh, Esquire<br>Deputy Attorney General<br>Delaware Public Service<br>Commission<br>861 Silver Lake Blvd.<br>Suite 100<br>Dover, DE 19904<br>(302) 577-8400<br><u><a href="mailto:ThomasD.Walsh@state.de.us">ThomasD.Walsh@state.de.us</a></u> |
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| <p>Malika Davis<br/>Public Utility Analyst<br/>Delaware Public Service<br/>Commission<br/>861 Silver Lake Blvd.<br/>Suite 100<br/>Dover, DE 19904<br/>(302) 736-7521<br/><u><a href="mailto:malika.davis@state.de.us">malika.davis@state.de.us</a></u></p>   | <p>Connie McDowell<br/>Sr. Regulatory Policy<br/>Administrator<br/>Delaware Public Service<br/>Commission<br/>861 Silver Lake Blvd.<br/>Suite 100<br/>Dover, DE 19904<br/>(302) 736-7535<br/><u><a href="mailto:connie.mcdowell@state.de.us">connie.mcdowell@state.de.us</a></u></p>  |
| <p>Regina A. Iorii, Esquire<br/>Deputy Attorney General<br/>Division of the Public Advocate<br/>820 N. French Street, 4th Floor<br/>Wilmington, DE 19801<br/>(302) 577-8159<br/><u><a href="mailto:regina.iorii@state.de.us">regina.iorii@state.de.us</a></u></p>  | <p>Andrea B. Maucher<br/>Public Utility Analyst<br/>Division of the Public Advocate<br/>29 South State Street<br/>Dover DE 19901<br/>(302) 241-2545<br/><u><a href="mailto:andrea.maucher@state.de.us">andrea.maucher@state.de.us</a></u></p>   |
| <p>Andrew Slater<br/>Public Advocate<br/>Division of the Public Advocate<br/>29 South State Street<br/>Dover, DE 19901<br/>(302) 241-2550<br/><u><a href="mailto:andrew.slater@state.de.us">andrew.slater@state.de.us</a></u></p>  | <p>Ruth Ann Price<br/>Public Advocate<br/>Division of the Public Advocate<br/>820 N. French St., 4th Floor,<br/>Wilmington 19801<br/>(302) 577-5014.<br/><u><a href="mailto:ruth.price@state.de.us">ruth.price@state.de.us</a></u></p>  |
| <p>Pamela J. Scott, Esq.<br/>Assistant General Counsel<br/>Delmarva Power &amp; Light Co.<br/>500 North Wakefield Dr.<br/>Newark, DE 19702<br/>or<br/>P.O. Box 6066<br/>Mail Stop:92 DC 42<br/>Newark, DE 19714<br/>(302) 429-3143<br/><u><a href="mailto:pjscott@pepcoholdings.com">pjscott@pepcoholdings.com</a></u></p> | <p>Brian Talley<br/>Manager Revenue Performance<br/>Delmarva Power &amp; Light Co.<br/>500 North Wakefield Dr.<br/>Newark, DE 19702<br/>or<br/>P.O. Box 6066<br/>Mail Stop:92DC56<br/>Newark, DE 19714<br/>(302) 451-5328<br/><u><a href="mailto:brian.talley@pepcoholdings.com">brian.talley@pepcoholdings.com</a></u></p> |
| <p>Leonard J. Beck<br/>Regulatory Affairs<br/>Delmarva Power &amp; Light Company<br/>401 Eagle Run Road<br/>Newark DE, 19714<br/>or<br/>P.O. Box 9239<br/>Mail Stop: 92DC56<br/>Newark, DE 19714<br/>(302) 451-5276<br/><u><a href="mailto:len.beck@pepcoholdings.com">len.beck@pepcoholdings.com</a></u></p>              |   |

Any written pre-filed testimony sent by an intervenor that is not received by the Commission **on or before Thursday, October 19, 2017**, will not be considered

7. Delmarva is hereby put on notice that it will be charged the costs incurred by the Commission Staff and the Division of the Public Advocate in connection with this proceeding under the provisions of 26 Del. C. § 114(b)(1).

8. That the Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

**BY ORDER OF THE COMMISSION:**

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Chair

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Commissioner

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Commissioner

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Commissioner

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Commissioner

PSC Docket No. 17-1014, Order No. 9123 Cont'd

ATTEST:

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Secretary

**E X H I B I T   "A"**

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IN THE MATTER OF THE APPLICATION                    )  
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**P U B L I C   N O T I C E**

**UPDATE TO DELMARVA POWER & LIGHT COMPANY'S  
GAS ENVIRONMENTAL SURCHARGE RIDER RATE**

**TO:   ALL NATURAL GAS CUSTOMERS OF DELMARVA POWER & LIGHT COMPANY  
      AND OTHER INTERESTED PERSONS**

The Delaware Public Service Commission (the "Commission") will conduct a public comment session and evidentiary hearing concerning the above-captioned case (as further explained below) at the following time and location:

| <u>Date &amp; Time</u>                     | <u>Location</u>  |
|--|--|
| Thursday, November 9, 2017<br>at 1:00 p.m. | Hearing Room<br>Delaware Public Service<br>Commission<br>861 Silver Lake Boulevard<br>Cannon Building<br>Dover, DE 19904 |

**Delmarva Power & Light Company's Environmental Surcharge Rider**

**Rate**

Pursuant to the environmental remediation recovery mechanism approved in PSC Order No. 6401 (April 20, 2004) in Docket No. 04-53, Delmarva Power & Light Company ("Delmarva") has filed an application (the "Application") with the Commission proposing a decrease in the Environmental Surcharge Rider ("ESR")

from a positive surcharge of \$0.00169 per ccf to \$0.00160 per ccf, or \$0.00168 per mcf to \$0.01599 per mcf, for all firm gas delivery customers, with the decreased rate to become effective with usage on and after November 1, 2017, with proration, subject to modification and refund after an evidentiary hearing.

For a typical residential space heating customer using 83 ccf of gas in a winter month, the effect of the proposed ESR rate change will be a decrease in the monthly winter bill of approximately \$0.01 or 0.1%. The effect of the decrease on commercial and industrial customers will depend on their usage.

By **Order No. XXXX** dated September 28, 2017, the Commission permitted the proposed rates to become effective with usage on and after November 1, 2017, with proration, subject to modification and refund after an evidentiary hearing.

On **November 9, 2017, starting at 1:00 p.m.**, the Commission will consider whether to grant Delmarva's Application. The evidentiary hearing will be held at the Commission's office located at 861 Silver Lake Boulevard, Cannon Building, Suite 100, Dover, Delaware 19904. The Commission will render a decision based upon the evidence presented to it at this evidentiary hearing.

Interested persons or entities are afforded the opportunity to file written comments or objections to the proposed change in the ESR rate. Such written comments or objections must be filed **on or before October 20, 2017**. Please send these written comments to the Commission's address listed above and note the



"attention to" as "PSC Docket No. 17-1014." Written comments may be also be submitted electronically at <https://delafile.delaware.gov/Complaints/AddPublicComments.aspx>.

In addition, the Commission will accept public comments on the Application immediately prior to the commencement of the evidentiary hearing on November 9, 2017.

If you wish to formally participate as a party in this matter, with the right to present evidence and be represented by counsel, you must file with the Commission a written petition asking for leave to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (26 Del. Admin. C. § 1001-2.9) **on or before October 12, 2017**. All such petitions should be sent to the Commission's address listed above with attention to "PSC Docket No. 17-1014." Petitions for intervention that are not received by the Commission **on or before October 12, 2017**, will not be granted unless good cause is shown. If intervention status is granted, any intervenor wishing to oppose the Application must file written pre-filed testimony with the Commission on or before **October 19, 2017**. Any submissions sent by an intervenor that are not received by the Commission **on or before October 19, 2017** will not be considered. Such written submissions shall also be served on the persons identified in **Order No. XXXX** in this docket.

You may review documents pertaining to this matter on the Commission's e-filing website at <https://delafile.delaware.gov>. If you would like to review the

documents related to this matter at the Commission's office, please contact Donna Nickerson at [donna.nickerson@state.de.us](mailto:donna.nickerson@state.de.us) to arrange a time for your review during normal business hours. You may also review copies of these documents at the Wilmington office of the Division of the Public Advocate located at the Carvel State Office Building, 4<sup>th</sup> Floor, 820 North French Street, Wilmington, Delaware 19801 or the Dover office located at 29 S. State Street, Dover, DE 19901. Please call the Wilmington office at (302) 577-5077 or the Dover office at (302) 241-2555 to arrange for a time to review the documents at that location.

If you wish to request copies of documents in this matter, please submit a Freedom of Information Act Request Form. This form may be found at [http://delaware.gov/help/foia\\_request.shtml?subj=DOS](http://delaware.gov/help/foia_request.shtml?subj=DOS). The Commission will respond to your request in accordance with the provisions of the Freedom of Information Act, 29 Del. C. ch. 100.

If you have a disability and wish to participate or to review the materials in this matter, please contact the Commission to discuss any auxiliary aids or services you might need to help you. You may contact the Commission in person, by writing, by telephone (including text telephone), by Internet e-mail, or other means.

If you have questions about this matter, you may call the Commission at 1-800-282-8574 (toll-free in Delaware) or (302) 736-7500 (voice and text telephone). You may also send questions regarding this matter by Internet e-mail addressed to [psc@state.de.us](mailto:psc@state.de.us); include "PSC Docket No. 17-1014" as the subject.